

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

CLIFFORD PRESS, as authorized)
representative of the)
fractional owners of that)
certain aircraft bearing)
tail number N132SL, et al.,)
)
)
Plaintiffs,)
)
v.) 1:15CV41
)
AGC AVIATION, LLC, et al.,)
)
)
Defendants.)

ORDER OF REMAND

On August 13, 2015, the United States Magistrate Judge's Memorandum Opinion and Recommendation was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 27 and 28.) No objections were filed within the time limits prescribed by Section 636.

Therefore, the court need not make a de novo review and the Magistrate Judge's Recommendation is hereby adopted.

IT IS THEREFORE ORDERED that Plaintiff's motion to remand (Doc. 5) is **GRANTED IN PART** to the extent this case is **REMANDED** to the General Court of Justice, Superior Court Division, Guilford County, North Carolina, for further proceedings

pursuant to 18 U.S.C. § 1447(c), and **DENIED IN PART** as to Plaintiffs' requests for attorney's fees and costs.

IT IS FURTHER ORDERED that Plaintiffs' motion to dismiss (Doc. 7) is **DENIED WITHOUT PREJUDICE** as moot for lack of subject matter jurisdiction.

IT IS FURTHER ORDERED that the Clerk of Court is directed to send a certified copy of this Order to the Guilford County Superior Court Clerk.

This the 1st day of September, 2015.

William L. Osteen, Jr.

United States District Judge